

House File 2406 - Introduced

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BY DUNWELL

A BILL FOR

1 An Act relating to increased commercial driver's license
2 testing by counties, and including retroactive applicability
3 provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321M.5, Code 2022, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 4. *a.* A county certified to issue
4 commercial driver's licenses under section 321M.6 may notify
5 the department, in a manner determined by the department,
6 that the county plans to increase commercial driver's license
7 testing by at least one additional full-time equivalent
8 position. If the county so notifies the department, the county
9 and the department shall execute an addendum to the agreement
10 required under subsection 1, subject to paragraph `d`.

11 *b.* The addendum shall provide that the department shall pay
12 to the county fifty percent of the total cost of one additional
13 full-time equivalent position designated by the county for the
14 administration of commercial driver's license driving skills
15 tests. The addendum shall be effective for not more than two
16 years.

17 *c.* To pay counties under addendums provided for in this
18 subsection, the department shall use moneys appropriated
19 to the department from the road use tax fund for salaries,
20 support, maintenance, and miscellaneous purposes by the general
21 assembly, unless moneys are appropriated to the department
22 by the general assembly for the specific purpose of paying
23 counties under such addendums.

24 *d.* A county and the department shall not execute more than
25 one addendum under this subsection. The department shall not
26 execute addendums with more than five counties under this
27 subsection.

28 *e.* This subsection is repealed July 1, 2025.

29 Sec. 2. RETROACTIVE APPLICABILITY. This Act applies to
30 full-time equivalent positions designated by a county for the
31 administration of commercial driver's license driving skills
32 tests added by the county on or after July 1, 2021.

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EXPLANATION

34 The inclusion of this explanation does not constitute agreement with
35 the explanation's substance by the members of the general assembly.

1 Under current law, the department of transportation (DOT)
2 and each county participating in county driver's license
3 issuance must execute a Code chapter 28E agreement detailing
4 the relative responsibilities and liabilities of each party to
5 the agreement.

6 This bill allows a county certified to issue commercial
7 driver's licenses (CDLs) to notify the DOT that the county
8 plans to increase CDL testing by at least one additional
9 full-time equivalent position (FTE). If the county so notifies
10 the DOT, the bill requires the county and the DOT to execute an
11 addendum to the Code chapter 28E agreement.

12 Under the addendum, the DOT must pay to the county 50 percent
13 of the total cost of one additional FTE designated by the
14 county for the administration of CDL driving skills tests. The
15 bill prohibits the addendum from being effective for more than
16 two years, prohibits a county and the DOT from executing more
17 than one addendum under the bill, and prohibits the DOT from
18 executing addendums with more than five counties under the
19 bill.

20 The bill is repealed July 1, 2025. The bill applies
21 retroactively to FTEs designated by a county for the
22 administration of CDL driving skills tests added by the county
23 on or after July 1, 2021.